Washington, D.C. 20505

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The Honorable Lee H. Hamilton, Chairman Permanent Select Committee on Intelligence U.S. House of Representatives Washington, D.C. 20515

Dear Mr. Chairman:

Enclosed is the information on current Community drug testing policies which your Committee Counsel, Mr. Mike O'Neil, requested during a phone conversation late Wednesday with Bob Kline of our staff. Due to the need for a quick turn-around in time for your Committee's Conference with the Senate Select Committee on Intelligence, we obtained this information through a telephone survey of each of the affected agencies. That caveat notwithstanding, I believe that the enclosed information accurately reflects the policies on drug testing currently in effect across the agencies surveyed.

I would observe that the whole matter of drug testing is under active consideration in all of the agencies we contacted due to the recent signing of Executive Order 12564. At present, however, most agencies appear to handle this issue on a case-by-case basis with their civilian personnel. While the specific procedures vary between Services, all military personnel are subject to random testing, and I have enclosed a copy of the current DoD Directives that guide the individual Services in setting their drug testing policies. I hope this information will be useful in your upcoming Conference.

> Sincerely, Lieutenant General. USAF

Enclosure:

Current Drug Testing Policies

cc: Representative Bob Stump, Ranking Minority Member

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Current Drug Testing Policies of NFIP Agencies

Central Intelligence Agency

The CIA does not presently have a formal drug testing policy for its employees. Polygraph examinations are routinely used to screen applicants, and employees completing their probationary period, for possible drug use. Urinalysis is also used to screen applicants for marijuana use.

National Security Agency

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There is no drug testing program currently in place for NSA civilians; military personnel assigned to NSA conform to the service-wide policies adopted by their parent service, which generally require random testing of personnel at specified intervals. In instances where possible drug usage is indicated, either during preemployment background investigations or during periodic Agency polygraph examinations, NSA civilians are asked to sign a "letter of intent", in which they acknowledge the Agency's policy and prohibition on the use of controlled substances and state their intent to comply with Agency policy. Subsequent instances of acknowledged or suspected drug use are handled on a case-by-case basis.

Defense Intelligence Agency

There is no formal drug testing policy in effect at this time for civilian personnel and, as with NSA, instances of suspected drug use are handled on a case-by-case basis. Military personnel assigned to DIA comply with the drug testing regulations of their parent service.

Federal Bureau of Investigation

- 1. All Bureau personnel are currently subject to testing if there is reasonable cause to suspect use of controlled substances.
- 2. All new employees in their first year probationary period are subject to random testing.
- 3. All applicants and new employees entering on duty now undergo mandatory drug testing.

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Bureau of Intelligence & Research (State)
No formal drug testing policy currently in effect.
Office of Intelligence Support (Treasury)
No formal drug testing policy currently in effect.
Department of Energy
No formal drug testing policy currently in effect. However, if there is reasonable cause to suspect illicit drug use by an individual in a sensitive/classified work area, the individual is notified, removed from the area and referred to the Agency health unit for testing.
DoD Foreign Counterintelligence
No formal drug testing policy currently in effect for civilians; military personnel comply with the drug testing regulations of their parent service. [we have been advised that some civilian Army personnel assigned to MI groups may have been tested in the past, but no such testing is conducted at present].

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